

STATE OF MAINE
DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION
BUREAU OF INSURANCE

IN RE: REVIEW OF AGGREGATE)	
MEASURABLE COST SAVINGS)	
DETERMINED BY DIRIGO HEALTH)	CAHC Motion To Amend
FOR THE SECOND ASSESSMENT YEAR)	Scheduling Order
)	

Docket No. INS-06-900

Consumers for Affordable Health Care (CAHC) requests a modification of the Scheduling Order dated June 30, 2006. The requested modification is to assure fundamental fairness in the hearing before the Superintendent scheduled for July 12, 2006.

As presently set forth in the Scheduling Order the opponents of Dirigo Health are allocated 180 minutes of argument time, while the Dirigo Board and CAHC are allocated a total of 90 minutes. On its face this allocation of time is fundamentally unfair.

A reduction in the intervenor's time would seem to be the most logical course to follow given that the intervenor's briefs and reply briefs are largely repetitious of each other.

CAHC also requests that CAHC (and the Board should it so desire) be allowed to reserve rebuttal time on each issue. For example, if CAHC allocates 20 minutes on CMAD and then speaks for 15 minutes, then the unused 5 minutes would be allowed as rebuttal time. Alternatively, CAHC requests that it be allowed to present its argument after the presentation of the payor intervenor's argument. Payors have had the last word in the briefing schedule, so at least allowing Dirigo proponents the last word in oral argument seems fair.

Accordingly, CAHC requests that the Scheduling Order be amended to:

- 1) allow equal time between Dirigo proponents and opponents;
- 2) allow for the proponents to reserve rebuttal time; and,
- 3) allow CAHC to proceed last.

Respectfully submitted,



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